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In re Application of
Okubo et al.
Application No.: 10/594,096
PCT No.: PCT/JP2005/004680
Int. Filing Date: 16 March 2005
Priority Date: 31 March 2004
Attorney Docket No.: 06660/HG
For: Transparent Conductive Film, Method For
Producing Transparent Conductive Film
And Organic Electroluminescent Device

DECISION

This is in response to the correspondence filed on 10 June 2009.

BACKGROUND

This international application was filed on 16 March 2005, claimed an earlier priority date of 31 March 2004, and designated the U.S. The International Bureau transmitted a copy of the published international application to the USPTO on 20 October 2005. The 30 month time period for paying the basic national fee in the United States expired at midnight on 30 September 2006. Applicants filed *inter alia* the basic national fee on 25 September 2006.

On 12 June 2008, a Notice of Acceptance (Form PCT/DO/EO/903) was mailed to applicants, indicating the date of this application under 35 U.S.C. 371(c)(1), (2) and (4) to be "09/25/2006."

DISCUSSION

Applicants request that an English translation filed on 10 June 2009 be substituted for the translation of record, filed on 25 September 2006. Applicants state that "submitted concomitantly herewith is a corrected English-language translation of the International Application as filed. Please substitute the enclosed English-language translation for the English-language translation of International Application PCT/JP2005/004680 as filed, which was submitted on September 25, 2006." Applicants further note that the "enclosed English-language translation includes portions not included in the English-language translation submitted on September 24, 2006 due to a clerical error." In view of applicants' characterization, the English translation filed on 25 September 2006 is regarded as having been defective. As such, it did not satisfy the translation requirement of 35 U.S.C. 371(c)(2). Accordingly, the Notice of Acceptance (Form PCT/DO/EO/903) mailed on 12 June 2008 is hereby **VACATED**.

The English translation of the international application (specifically, the specification, claims and abstract) filed on 10 June 2009 is being accepted in satisfaction of 35 U.S.C. 371(c)(2).

DECISION

Applicants' request is **GRANTED** to the extent noted above.

This application is being forwarded to the Office of Patent Application Processing for the preparation and mailing of a new Notice of Acceptance (Form PCT/DO/EO/903). The date of the application under 35 U.S.C. 371(c)(1), (2) and (4) is **10 June 2009**.

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